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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/665,917	09/17/2003	Kouji Kataoka	16869G-086500US	7065
20350 7590 09/14/2007 TOWNSEND AND TOWNSEND AND CREW, LLP TWO EMBARCADERO CENTER EIGHTH FLOOR SAN FRANCISCO, CA 94111-3834			EXAMINER RENNER, CRAIG A	
			ART UNIT 2627	PAPER NUMBER
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**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

## Office Action Summary

Application No.

10/665,917

Applicant(s)

KATAOKA, KOUJI

Examiner

Craig A. Renner

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 10 July 2007.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-18 is/are pending in the application.
- 4a) Of the above claim(s) 7-16 is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-6, 17 and 18 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☒ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO/SB/08)  
Paper No(s)/Mail Date 25 June 2007.
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_.
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: \_\_\_\_\_.

## **DETAILED ACTION**

### ***Continued Examination Under 37 CFR 1.114***

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 10 July 2007 has been entered.

### ***Election/Restrictions***

2. Claims 7-16 are withdrawn from further consideration pursuant to 37 CFR 1.142(b) as being drawn to one or more non-elected inventions/species, there being no allowable generic or linking claim. Election was made **without** traverse in the reply filed on 19 December 2005.

### ***Information Disclosure Statement***

3. The information disclosure statement (IDS) submitted on 25 June 2007 is in compliance with the provisions of 37 CFR 1.97 and 37 CFR 1.98. Accordingly, the information disclosure statement has been considered by the examiner.

***Specification***

4. The disclosure is objected to because of the following informality:

In line 21 of claim 1, "of between" should be changed to --between-- for better clarity. Appropriate correction is required.

***Claim Rejections - 35 USC § 103***

5. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

6. Claims 1-6 and 17-18 are rejected under 35 U.S.C. 103(a) as being unpatentable over Han et al. (US 6,383,574).

With respect to claims 1-6 and 17-18, Han teaches a composite magnetic head comprising a magnetoresistive head (FIG. 4, for instance) comprising a lower magnetic shield (at least a portion of 10, see lines 4-23 in column 6, for instance, i.e., "shield layer") disposed above a substrate (includes at least another portion of 10, see lines 4-23 in column 6, for instance, i.e., "base substrate"); a lower gap layer (includes at least another portion of 10, see lines 4-23 in column 6, for instance, i.e., "non-magnetic spacer"); a first ferromagnetic layer (14); a non-magnetic layer (16); a second ferromagnetic layer (18); an anti-ferromagnetic layer (20) having ion implanted regions (20a and 20b) on both ends thereof; first electrode layers (22a and 22b) disposed

respectively on the regions of the anti-ferromagnetic layer; magnetic domain control layers (28a and 28b) disposed respectively on the ends of a stack of layers consisting of the first ferromagnetic layer, the non-magnetic layer, the second ferromagnetic layer, the anti-ferromagnetic layer, and the first electrode layers (as shown in FIG. 4, for instance); and second electrode layers (30a and 30b) disposed above the magnetic domain control layers (as shown in FIG. 4, for instance), wherein a width in a track width direction between the first electrode layers is smaller than a width in a track width direction of between the second electrode layers (as shown in FIG. 4, for instance) [as per claims 1 and 5]; wherein the regions of both ends of the anti-ferromagnetic layer are formed by implanting impurities into the anti-ferromagnetic material (lines 30-31 in column 8, for instance) [as per claim 2]; wherein a width of each of the first electrode layers is 20 nm or less (lines 48-50 in column 7, for instance) [as per claim 3]; wherein the first and the second electrode layers contain one or more of elements of at least Au, Ta, W, Ru, Rh, Cu, Ti, Ag, Pt, Pd, Cr, In, Ir, Nb and Zr (lines 39-48 in column 7 and line 65 in column 9 thru line 7 in column 10, for instance, i.e., both include Ta, for instance) [as per claim 4]; wherein crystal orientation underlying layers (22a and 22b) are disposed below the magnetic domain control layers (as shown in FIG. 4, for instance) [as per claim 6]; wherein the first ferromagnetic layer is provided between the lower gap layer and the non-magnetic layer (as shown in FIG. 4, for instance), and wherein the second ferromagnetic layer is provided between the anti-ferromagnetic layer and the non-magnetic layer (as shown in FIG. 4, for instance) [as per claim 17]; wherein the first ferromagnetic layer is a free layer (lines 35-36 in column 5, for instance), and wherein

the second ferromagnetic layer is in contact with the anti-ferromagnetic layer (as shown in FIG. 4, for instance) [as per claim 18].

Han, however, does not explicitly state that the ion implanted regions of the anti-ferromagnetic layer are "non-magnetic" as per claim 1-6 and 17-18; that the composite magnetic head further comprises "an upper gap layer disposed above the second electrode layers and the stack of layers; an upper magnetic shield disposed above the upper gap layer; and an inductive magnetic head disposed above the magnetoresistive head via an insulation layer" as per claims 1-6 and 17-18; and further that the composite magnetic head further comprises "soft magnetic layers ... disposed between the magnetic domain control layers and the second electrode layers" as per claim 5.

Han does however teach that pinned layer ion implanted regions (18a and 18b), which directly correspond to the ion implanted regions of the anti-ferromagnetic layer, are transformed into non-magnetic regions (lines 50-60 in column 8, for instance). Han also teaches application of the invention in a magnetic read/write head (lines 30-36 in column 1, for instance). Official notice is taken of the fact that is notoriously old and well known in the art to have a composite magnetic head further comprise an upper gap layer disposed above electrode layers and a stack of layers and an upper magnetic shield disposed above the upper gap layer in the same field of endeavor for the purpose of protecting the head from stray flux. Official notice is also taken of the fact that it is notoriously old and well known in the art to have a composite magnetic head further comprise an inductive magnetic head disposed above a magnetoresistive head via an insulation layer in the same field of endeavor for the purpose of enabling information

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storage. Official notice is lastly taken of the fact that it is notoriously old and well known in the art to have a composite magnetic head further comprise soft magnetic layers disposed between magnetic domain control layers and electrode layers in the same field of endeavor for the purpose of increasing stability. It would have been obvious to a person having ordinary skill in the art at the time the invention was made to have had the ion implanted regions of the anti-ferromagnetic layer of Han be non-magnetic; to have had the composite magnetic head of Han further comprise an upper gap layer disposed above the second electrode layers and the stack of layers; and an upper magnetic shield disposed above the upper gap layer; to have had the composite magnetic head of Han further comprise an inductive magnetic head disposed above the magnetoresistive head via an insulation layer; and to have had the composite magnetic head of Han further comprise soft magnetic layers disposed between the magnetic domain control layers and the second electrode layers. The rationale is as follows:

One of ordinary skill in the art would have been motivated to have had the ion implanted regions of the anti-ferromagnetic layer of Han be non-magnetic since a person of ordinary skill in the art would have realized that there is no need to maintain magnetism in the ion implanted regions of the anti-ferromagnetic layer since the pinned layer ion implanted regions, which directly correspond to the ion implanted regions of the anti-ferromagnetic layer, are transformed into non-magnetic regions, i.e., those regions of the pinned layer no longer require pinning by the anti-ferromagnetic layer.

One of ordinary skill in the art would have been motivated to have had the composite magnetic head of Han further comprise an upper gap layer disposed above

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the second electrode layers and the stack of layers; and an upper magnetic shield disposed above the upper gap layer since such protects the head from stray flux.

One of ordinary skill in the art would have been motivated to have had the composite magnetic head of Han further comprise an inductive magnetic head disposed above the magnetoresistive head via an insulation layer since such enables information storage, and since Han teaches application of the invention in a magnetic read/write head.

One of ordinary skill in the art would have been motivated to have had the composite magnetic head of Han further comprise soft magnetic layers disposed between the magnetic domain control layers and the second electrode layers since such increases stability.

### ***Pertinent Prior Art***

7. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. This includes Lee et al. (US 7,194,796) and Yi et al. (US 7,204,013), which each individually teaches a magnetoresistive head with portions having reduced magnetic properties by ion implantation.

### ***Response to Arguments***

8. Applicant's arguments filed 29 May 2007 have been fully considered but they are not persuasive.



The applicant argues that "the Han patent fails to teach or even suggest a magnetic head structure having first and second electrodes oriented in the manner claimed," i.e., "wherein a width in a track width direction between the first electrode layers is smaller than a width in a track width direction of between the second electrode layers." This argument, however, is not found to be persuasive as Han does teach a width in a track width direction between first electrode layers (22a and 22b) is smaller than a width in a track width direction of between second electrode layers (30a and 30b) (as shown in FIG. 4, for instance). The first and second electrode layers only have coextensive width separation at the point where they join. However, it is seen from FIG. 4, for instance, that the width separation of the first electrode layers becomes smaller as it extends away from this joining point. Additionally, it is noted that at least a lower-most width between the first electrode layers is smaller than an upper-most width between the second electrode layers.

### ***Conclusion***

9. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Craig A. Renner whose telephone number is (571) 272-7580. The examiner can normally be reached on Tuesday-Friday 9:00 AM - 7:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Hoa T. Nguyen can be reached on (571) 272-7579. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



Craig A. Renner  
Primary Examiner  
Art Unit 2627

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